

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

CREIGHTON TAKATA, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

RIOT BLOCKCHAIN, INC. F/K/A, BIOPTIX,
INC., JOHN O'ROURKE, and JEFFREY G.
MCGONEGAL,

Defendants.

Case No. 18-2293(FLW)(TJB)

**NOTICE OF DEFENDANT MARK
GROSSMAN'S JOINDER IN THE
OPPOSITION OF RIOT BLOCKCHAIN,
INC., JOHN O'ROURKE, AND
MICHAEL BEEGHLEY TO LEAD
PLAINTIFF'S MOTION FOR LEAVE
TO FILE [PROPOSED]
CONSOLIDATED SECOND AMENDED
CLASS ACTION COMPLAINT**

MOTION DATE: JULY 6, 2019

KATE E. JANUKOWICZ
kjanukowicz@gibbonslaw.com
GIBBONS P.C.
One Gateway Center
Newark, New Jersey 07102
Tel: 973.596.4769
Fax: 973.639.6470

PERRIE M. WEINER (*pro hac vice*)
perrie.weiner@backermckenzie.com
EDWARD D. TOTINO (*pro hac vice*)
edward.totino@backermckenzie.com
BAKER & MCKENZIE LLP
1901 Avenue of the Stars, Suite 950
Los Angeles, California 90067
Tel: 310.201.4728
Fax: 310.201.4721

Attorneys for Defendant
MARK GROUSSMAN

Defendant Mark Groussman ("Groussman") respectfully joins in the relief requested in the
June 22, 2020 Memorandum of Law in Support of the Opposition of Riot Blockchain, Inc.,

Michael Beeghley, and John O'Rourke to Lead Plaintiff's Motion for Leave to File [Proposed] Consolidated Second Amended Class Action Complaint (the "Opposition") (ECF No. 171). Pursuant to Rule 10(c) of the Federal Rules of Civil Procedure, Groussman adopts and incorporates by reference the Opposition herein. For the reasons set forth in the Opposition, Groussman respectfully requests that the Court grant the relief requested in the Opposition.

Groussman makes this Joinder in the interest of judicial economy because the arguments raised in the Opposition apply equally well to Groussman and mandate denial of the Motion for Leave to Amend. By filing this Joinder, Groussman does not waive, and expressly reserves, his right to move to dismiss the Second Amended Complaint in the event the Court grants any aspect of the Motion for Leave to Amend.

Dated: June 22, 2020

GIBBONS P.C.

By: s/ Kate E. Janukowicz
Kate E. Janukowicz
kjanukowicz@gibbonslaw.com
GIBBONS P.C.
One Gateway Center
Newark, New Jersey 07102
Tel: 973.596.4913

Attorneys for Defendant Mark Groussman